INVESTIGATIVE REPORT:

This report pertains to an investigation of the identification of the burial location, or headstone markings, of a member of the Canadian Expeditionary Force (CEF) during the Great War 1914-1921.

SUBMITTED TO:

CWGC Canadian Agency
66 Slater Street
Suite 1707
Ottawa Ontario Canada K1A 0P4

Att: **Dominique Boulais**

Report Date: 19 October 2016

Reason for Submission: ("X" means purpose of the report)

Casualty Identification:		Burial Information:	
Confirmed Identity	X	Burial Location Identified	Х
Most Probable Identity		Grave Stone Correction	
Questionable Identity		Grave Records Correction	Х
Incorrect Identity		Request for CWGC Details	
Other		Other	

Supporting Documents: (# refers to attachment number; "I" information provided)

Casualty Identification:		Burial Information:	
Lees, Gerald Oscar	i	Tyne Cot Cemetery	<u>link</u>
13 th Bn. (RHOC)	i	West-Vlaanderen, Belgium	i
Captain	i	Plot 59 Row D Grave 12	i
Date of Death 24-04-1915	<u>link</u>	Exhumation 25-1-1921	i
Attestation Papers	<u>link</u>	Cemetery Schematic	<u>link</u>
Service Record	<u>link</u>	Graves Registration Report	9
Circumstance of Death	1	Concentration of Grave	10
CEF Canada Register	2	Headstone Register	
War Diary Extract(s)	3	Casualty Spreadsheet	
Area Map	4	Trench Map Exhumation	11
Possible Candidates List	5	Grave Stone Photograph	
Battalion History	6	Grave Stone Inscription	
ICRC Records	7	Memorial Inscription/Photo	
Area Sketch	8	Reporting and Review	

Summary of Findings:

The Graves Registration Report form for Plot 59 Row D Grave12 lists an Unknown Captain of the Royal Highlanders of Canada. That is the regimental reference to the 13th Canadian Infantry Battalion. A review of all of the information clearly shows that there was only one Captain of the 13th Battalion whose remains could have been where they were exhumed on 25 January 1921. That Officer was Captain Gerald Oscar Lees.

Details of Findings:

The findings are conclusive that the remains in Plot 59 Row D Grave 12 are those of Captain Gerald Oscar Lees of the 13th Canadian Infantry Battalion, Royal Highlanders of Canada.

The findings are based on the following:

- 1. The *Circumstance of Death* file for Captain Gerald Oscar Lees of the 13th Canadian Infantry Battalion indicates that he was killed in action on 25 April 1915 in the vicinity of St. Julien (Attachment #1). Historical evidence, that follows, shows his actual date of death was **24** April 1915.
- 2. The *E-103 War Graves Register* states that Captain Lees was "killed in action in the field" in the area of Langemark (Belgium) and that there was no record of burial. As such, his name was to be inscribed on the Menin Gate Memorial (Attachment #2).
- 3. The 13th Battalion War Diary tells of the devastating conditions in the front line trenches during the period of 22-24 April 1915 near St. Julien (Attachment #3). The trenches were shelled and gassed all day on the 23rd, with heavy bombardment continuing on the 24th, at which time the 13th Battalion was forced to retire to the reserve trenches. Sufficient details are provided in the appendices of the 3rd Canadian Infantry Brigade (13th, 14th, 15th, 16th Infantry Battalions) to be able to place each unit in the area during this period. The Canadians were forced out of the front line trenches starting as early as 5:30 am on the 24th, at which time there were heavy casualties. The 13th Battalion, Royal Highlanders, were forced to draw back to Keerselaere. It is stated that the battalions "were literally blown out of position after position".
- 4. The area occupied by the 3rd Infantry Brigade of the Canadian Expeditionary Force is depicted on Map 1 from the Nicholson Official History (Attachment #4). The specific locations marked show the position on 22 April 1915, to the northeast of Keerselaere, which is just north of St. Julien. In the days immediately following, the 13th Battalion would move to take up a position along the St. Julien to Poelcappelle road, facing Langemark to the northwest. It was in this vicinity that the two Captains of the 13th Battalion would become casualties.
- 5. The CWGC Casualty Records show there were only two (2) Captains of the 13th Battalion killed during the month of April 1915, both of whom are listed on the Menin Gate Memorial (Attachment #5). They are in fact, the only two Captains of the 13th Battalion on the memorial for the entire period of the Great War. That limits the evaluation of this case to either Captain Lionel Ward Whitehead or Captain Gerald Oscar Lees.
- 6. The *History of the 13th Battalion* by Fetherstonhaugh provides extensive detail on the action that took place, and the casualties that occurred, during the period of the battle (Attachment #6). The 13th Battalion is reported to have started its move as early as 10 pm on 23 April 1915, at which time the Germans launched

the first of many vicious attacks. By dawn on the 24th the 13th Battalion was left of the 15th Battalion, pivoting along the road. It was at this time Captain Whitehead was wounded in the head and reported to be "out of his senses". Despite the efforts of Lt. Pitblado, Captain Whitehead had to be left behind. Lt. Pitblado then recovered Major McCuaig; however both men were captured by the Germans and served out the war as POWs. It was at this time that Captain Lees was reported killed. Captain Whitehead was alive but reported fatally wounded. He was not reported killed in action.

- 7. The key piece of information uncovered during this investigation was that, although Captain L. W. Whitehead was mortally wounded and out of his senses, he did not die on the battlefield. Archived documents of the International Committee of the Red Cross show that he was taken prisoner by the Germans and moved behind the enemy lines to Langemark, a distance of approximately 1.5 kilometres (Attachment #7). Although the document reports that Captain Whitehead was there at the end of April, we do not know when he died or where he was buried. It is our belief that he is one of the unknown soldiers in the Langemark Cement House Cemetery, exhumed from the Oostnieuwerke Churchyard Cemetery (COG-BR Files 2364154 & 2364161). That is the subject of a separate investigation and is included here as it lends support to the separation of the remains of Captain Whitehead from those of Captain Lees.
- 8. A marked up version of Nicholson Sketch 8 is provided to show the location of the CEF units and the men on 24 April 1915, when history reports that "The Apex was Lost" between 4 am and 10 am (Attachment #8). The red box highlights the area where the 13th Battalion was situated along the St. Julien to Poelcappelle road, with the Germans advancing across the front lines from the northnorthwest. The blue text on the sketch marks where Captain Lees was at the time of his death, corresponding to the capture of Lieutenant Pitblado and Major McCuaig. Captain Whitehead was recovered by the Germans and moved back to Langemark, noted to the northwest behind the German lines. Captain Lees was killed on the 24th along the St. Julien Poelcappelle road, at the same location where Captain Whitehead was wounded and Lieutenant Pitblado and Major McCuaig were wounded and taken prisoner. If the Captain's deaths had occurred on 25 April 1915, they would have been at Wieltje, a considerable distance southwest of St. Julien.
- 9. The *Graves Registration Report Form* (GRRF) of 8 February 1922 indicates that an Unknown Captain of the Royal Highlanders of Canada was exhumed and subsequently buried in Plot 59 Row D Grave 12 of the Tyne Cot Cemetery (Attachment #9). As noted previously, the Royal Highlanders of Canada is the regimental name of the 13th Canadian Infantry Battalion.
- 10. The Concentration of Graves (Exhumations and Reburials) Burial Return (COG-BR) shows that the exhumation of a Canadian Officer, a Captain identified by stars and clothing, was from trench map grid reference **28.C.6.b.3.8** (Attachment #10). A number of other men of the Royal Highlanders of Canada were exhumed from the same location. This corresponds exactly to where the Regimental

History shows the men were killed in action on or about 24 April 1915.

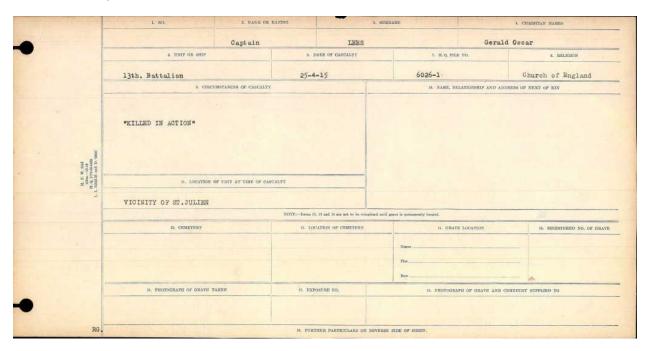
- 11. A period trench map has been marked to show the exact location where the remains were recovered at **28.C.6.b.3.8**, along the edge of the St. Julien to Poelcappelle road (Attachment #11). This corresponds to the area marked on the area map in Attachment #4 and the sketch of the Apex in Attachment #8. For reference, we have highlighted the location of Keerselaere and St. Julien. The roads going north to Langemark and Poelcappelle are marked at the top of the map. There is no question that this is the exact location of the 13th Infantry Battalion on 24 April 1915, prior to their move to Wieltje, to the southwest of St. Julien, on 25 April 1915.
- 12. The remains of Captain Lionel Ward Whitehead and Captain Gerald Oscar Lees, both of the 13th Battalion, are the only Captains missing and recorded on the Menin Gate Memorial at Ypres for the entire period of the war (Attachment #12). There are 239 men of the 13th Battalion named on this memorial, including the 2 Captains. They are the only Officers of the 13th Battalion listed.

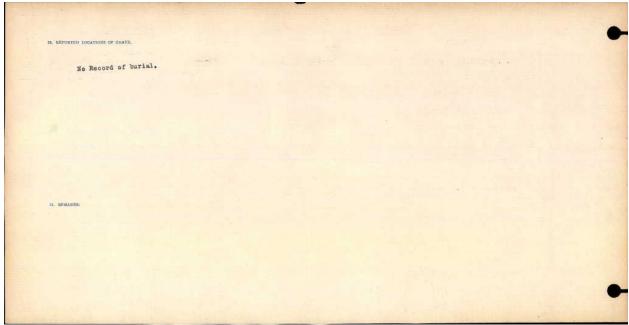
Action Required:

The "Investigative Report" has been prepared in accordance with the procedures and criteria set out by the CWGC, should they wish to make any changes to the commemoration details (Attachment #13).

The discovery that Captain Lionel Ward Whitehead had been taken prisoner by the Germans and moved to Langemark provided the key piece of evidence that the remains recovered from the battlefield were those of Captain Gerald Oscar Lees. Thus there is conclusive evidence that the gravestone on Plot 59 Row D Grave 12 should be amended to record the identification and his name should be removed from the Menin Gate Memorial.

Ancestry.com. Canada, War Graves Registers (Circumstances of Casualty), 1914-1948 [database online]. Provo, UT, USA: Ancestry.com Operations, Inc., 2010.Original data: War Graves Registry: Circumstances of Death Records. Record Group 150, 1992–1993/314, Boxes 145–238. Library and Archives Canada. Ottawa, Ontario, Canada. War Graves Ledger Books. RG 150, 1992-93/314, vols. 239–302. Library and Archives Canada, Ottawa, Ontario, Canada.

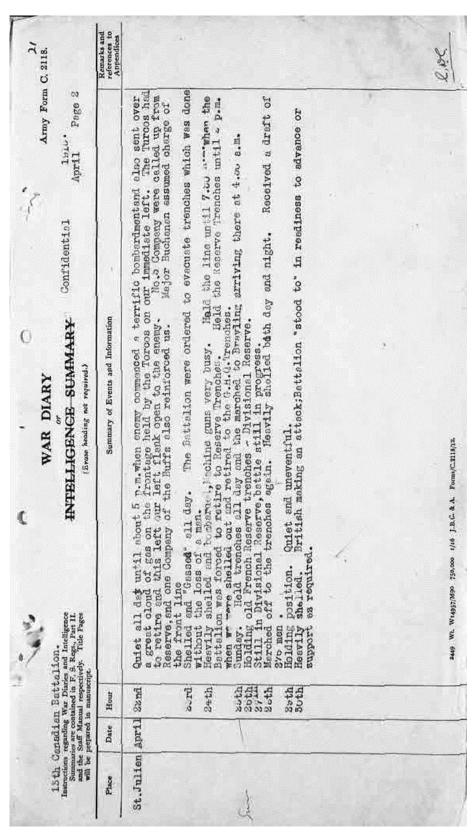




Ancestry.com. Canada, CEF Commonwealth War Graves Registers, 1914-1919 [database on-line]. Provo, UT, USA: Ancestry.com Operations, Inc., 2010. Original data: War Graves Registry: Circumstances of Death Records; (RG150, 1992-1993/314, Boxes 39-144); Library and Archives Canada, Ottawa, Ontario.

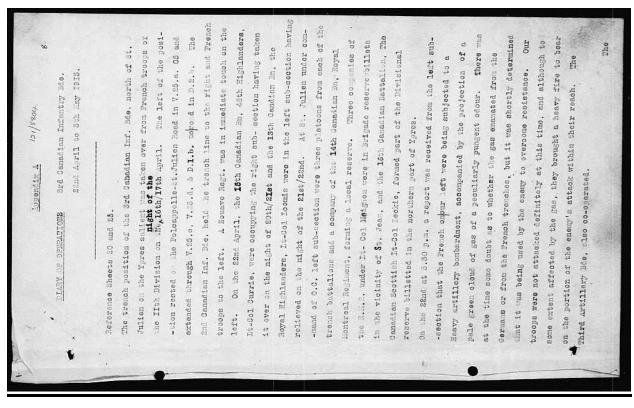
			LEES, Gerald Oscar, William Less - Father Tettenhall, Wolverhampt	
	DATE OF DEATH	CAUSE AND PLACE O	DE DEATH	CAS. SHELT NO.
7	25. U. 15.	Killed wash	on un the Field.	ABB 2090 A.
X	DATE OF BURIAL	PLACE OF BURIAL	DESCRIPTION OF GRAVE	
	171	Nilled in area -	Langemark, Authority	m R.L. 9-1-49.

Library and Archives Canada: War Diaries of the First World War. Available as (1) <u>ArchivaNet: On-Line Research Tool</u>, or (2) <u>War Diaries of the First World War</u>.



ATTACHMENT #3 (cont'd)

Isth Bn. being in and in Divisional reserve as well as the 10th Bn. of the 2nd Camadian Hde. Tere 500 yards away so that the advance was carried out under terrific gun fire from that distance, but the greatest steadand with distances of 30 yards between Thirty bombers reached within 500 yeards of our line and as darkness approached he The Battallone were formed these stopped in the G.H.Q. line, prolonging our line to the H.E. TheGerman attack in 0.16, 0.17 Bodies of the energ were following in close pursuit. 3.H.R. second line 0.16.s. to Morth 0.22.5. to stay the enemy's The 14th and 16th Bns, in reserve were ordered to stand to srms No 8 Field Co. C.E. and Brigade Some 500 of received that the 16th Bn, which as bright and the attack became known to the enemy when The 10th Bm, It-dol Boyle, led thisattack. By 6.30 p.n. great numbers of French were retiring passing in disorganized bodies through St. Julien pursuit and attempt to relly the retiring French. entrenched on a line 0.10.c. south of Wood 0.5.c. were placed under orders of the 3rd Canadian Ede. and at II.50 p.m. the in 0.25.). for orders. Wood in C.10, C.11 was attacked. and did very commendable service. their conduct was most gallant. Three compenies of the 14th Bn. to Brigade Headquarters

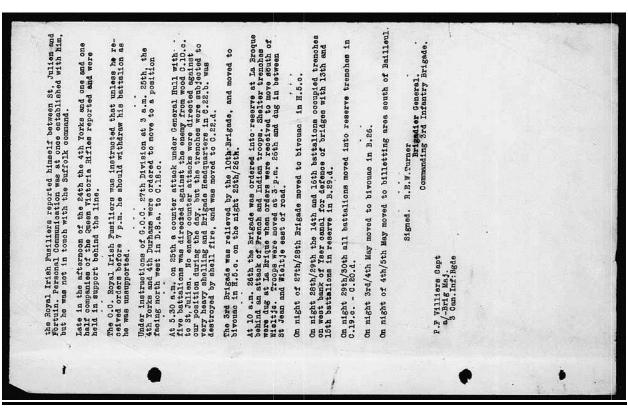


ATTACHMENT #3 (cont'd)

and E. of St. Julien, and the troops holding this line were subjected Hire direct, and the new of the 48th, the Royal Highlanders, the Buffs original front line trenches were gradually driven southward slope of the western extremity of Gravenstafel ridge, and later prove This change of position was carried was using his field gun succession was made untenable by the terrific eastward of the Polos pelle Road, and established a strong position the left flamic of new position was organized and completely occupied This fire appeared to The new position was necessarily on the forward It was found that the enemy had, during the previous might worked at 5.30 a.m. 24th, the enemy opened a heavy artillery fire on the enemy's rifles and machine guns did little of the work, and former trench line untensble and it was determined to more orderly or harder fought, but the enemy cover also a short stretch of the paraget of whole of our original front line tranches. enemy's artillery. and the 7th were literally blown to the line D.L.a. Zeerselsere. companies of the 7th B.C.Regt. and each in difficult to hold. gas,

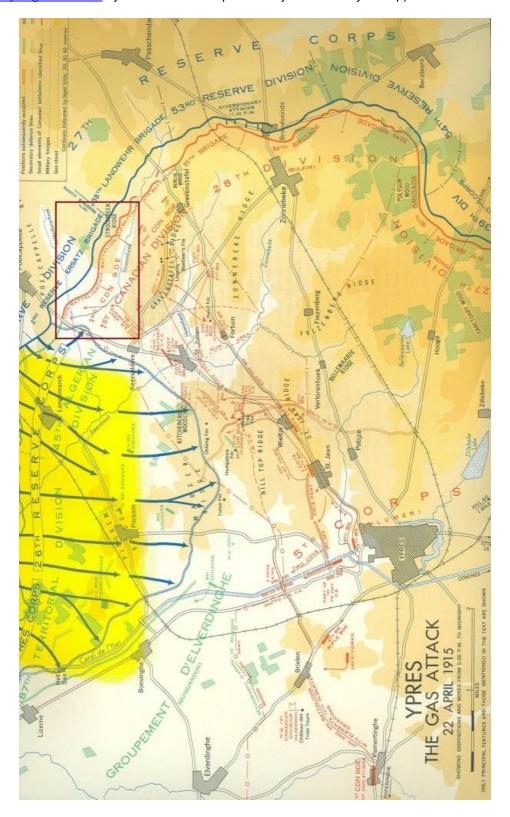
corner Serman tranch line south of the wood, and established there before The 2nd Canadian Battalion was ordered to fill the of line 'nvolved in such a salient the position coul not Srd in, were sent to the line south edge of wood to get immediately northpf St. Julien towards Wood in C. II night 22nd/23rd one company of the 2nd buffs was detached by took up a position some distance north of the wood C.10, C.11 3rd Canadian Bh, was placed in reserve in 8.22.c The IOth and A counter attack by troops on our left apparently diverted his three companies of the 7th entronched, but it was found that owing to the darkness which had as well as the in-1st Canadian Bie under It-Col Watson and It-Col Rennie respectively, was sent forward to support the left two companies 14th Bm, sent forward to St. not aggressive during the morning of the These attacks Dufginal Franch line - line of Polosppelle Road to Keersolserein 0.10 to contact with Gol Road but these eld not seriously affect the situation. of the 23rd the Position held was -; was in progress the 2nd day undelivered. were made on the right of our position, the Royal Mighlanders about V.2J. to a request for assistance placed in the vicinity 21/5804 Sol Ceddes frompils command, and While this counter attach reported to sesiet.

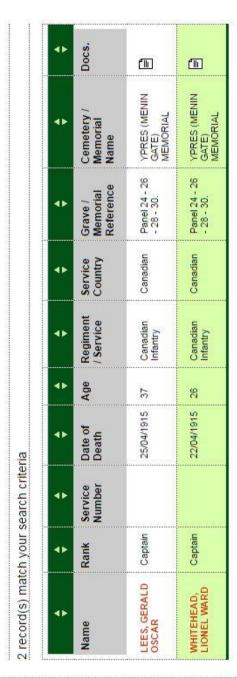
ATTACHMENT #3 (cont'd)

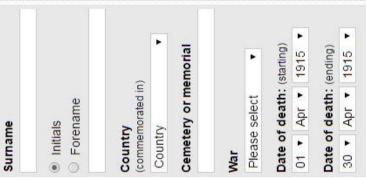


morning that virtually all except these in the 10th and 16th battallons ordered to prolong the unoccusied G.H.Q. line east of the St. received from the O.C. S7th Division stating the instructing G.O.C. 3rd Canadian Brigade to take one battalion Royal Irish Fusiliwere also received that these This difficult coeration was carried out in daylight with he neighbourhood of Polesppelle were occupied by considerable bodies No previous information of these 16th went forward under Hajor Leckie to support seen collecting in the direction of langemerok and the roads in It is probable that 100 men held out division at about Ip.m. 2 th, it was ordered that troops should fall Large bodies (estimated at 2,500) of the enemy troops had been received but shortly after receipt of this message sttalions of the York and Durham Brigade would be available and situation erel with the G.S.O.1 .1st Canadian received during the morning of the 24th that two 10th Bns were withdrawn from their position south of 0.10, 0.11 so as to occupy their the 4th Yorks was returned to the 2nd the 16th Battalion held in recerve in 0.23.c. used unless absolutely necessary. troops became apparent at about 5 a.m. The village was surrounded essualties were heavy-Instructions battallons under 0.0. Suffolks and IOth Bn, reciring on St. Julien. fter a discussion of the genera the adjoining battalions were communication impossible. .ly, when these battalions, not retired. ettalions should not be End line. report north of Wieltje. Roads C.23.c. and en of the very few casualties. Julien-Ypres Road. When the need for sek on 3.E.Q. Julien had Brigade and trenches. St. Julien. troops

Official History of the Canadian Army in the First World War. Canadian Expeditionary Force 1914-1919. Col. G. W. L. Nicholson. Queens Printer and Controller of Stationary. Ottawa Canada 1962. (Nicholson Matrix Utility Digital Source by the Canadian Expeditionary Force Study Group).



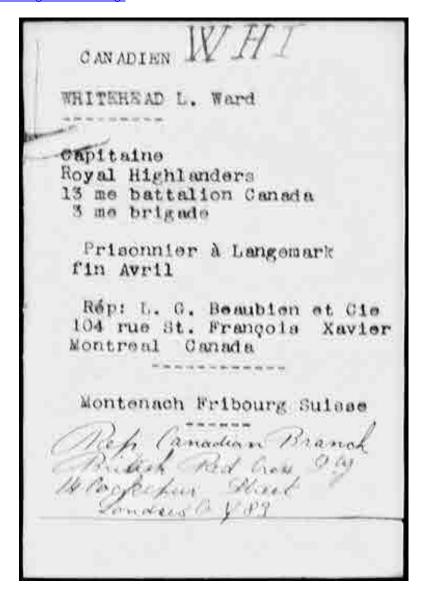




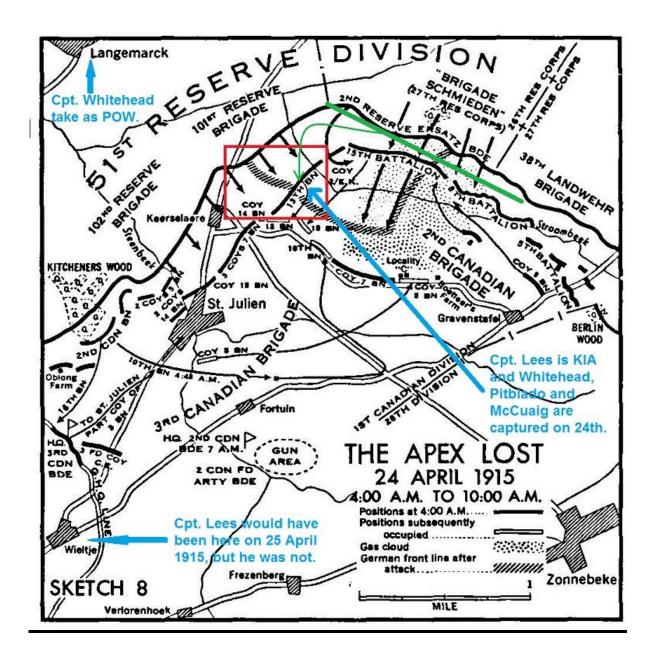
<u>The 13th Battalion Royal Highlanders of Canada, 1914-1919 by Fetherstonhaugh, R. C. (Robert Collier), 1892-1949</u>

It was at this time that Lieut, C. B. Pitblado displayed the greatest gallantry in carrying back Capt. Whitehead, who had been nortally wounded in the head and was out of his senses. Being hit in the knee himself, Pithlado was compelled to abandon Whitehead, who was by this time quite unconscious. Subsequently Pithlado met McCuaig and the two, having seen to the retirement of the remnant of their men, were golig back together when McCuaig was wounded in the knee. A few moments later McCuaig was hit through both legs and rendered helpless. Refusing to abandon his senior, Pithlado bandaged the latter's wounds under heavy fire, Just as this task was completed. Pithlado was again wounded in the leg, which finished his chances of getting away. Lyring helplessly in the open, McCuaig was hit four more times before he and Pithlado were picked up by the Germans, whose advance reached them some ten minutes later. For the courage and devotion to duty shown by these two officers during the whole engagement they were, at a subsequent date, awarded respectively the Distinguished Service Order and the Military Cross.	with particular severity on the trenches of the 15th Battalion to the right, and followed this with another intense bombardment, wrecking the shallow trenches that had been dug and causing further losses. Under cover of this shell fire the enemy infantry worked closer and closer, endeavouring to rush the remnant of the Highlanders and administer the coup de grace. It was at this stage of the struggle that Capt. Gerald Lees was killed and Capt. L. W. Whitehead fatally wounded. Both these officers had displayed resource and courage and their loss to the Battalion was a heavy one.
About 5 o'clock in the afternoon Capt. Clark-Kennedy, of No. 64 Coy., returned to the front line after a daring expedition, as a result of which he had got through to Col. Loomis and to Brigade Headquarters. He brought back with him orders from Headquarters instructing Major Buchanan to evacuate the line he was then holding and to take up a new line, running to the rear from the point where his present line joined that of the 15th Battalion on the right. In accordance with these instructions orders were issued to bury the Battalion's dead and evacuate the wounded. In both of these difficult tasks Capt. L. W. Whitehead rendered devoted service. At 10 p.m., after most of the wounded had been evacuated to the lines of the 15th Battalion on the right, the companies of the 13th started to move, carrying the balance of the wounded with them, and almost immediately the Germans, sensing the move, launched a series of vicious attacks from the front, rear and left flank.	Dawn on April 24th found the men of the 13th Battalion in the bosition to which they had retired the night before. Starting from the position to which they had retired the night before. Starting from the point where the new line pivoted on the flank of the 15th Battalion, the companies were disposed from right to left as follows: the Buffs and then the companies of the 13th in numerical order. The left flank, extending towards St. Julien, was held by No. 3 Company of the 14th R.M.R., under Major Gault McCombe. To the left of these again was a single platoon of the 13th, under Lieut. S. B. Lindsay, while his left was held by three companies of the 7th Canadian Battalion. Beyond these was a mixture of units hurriedly pushed forward to meet the menace the German break through had caused. Soon after daybreak the Germans again used gas, which fell [49]

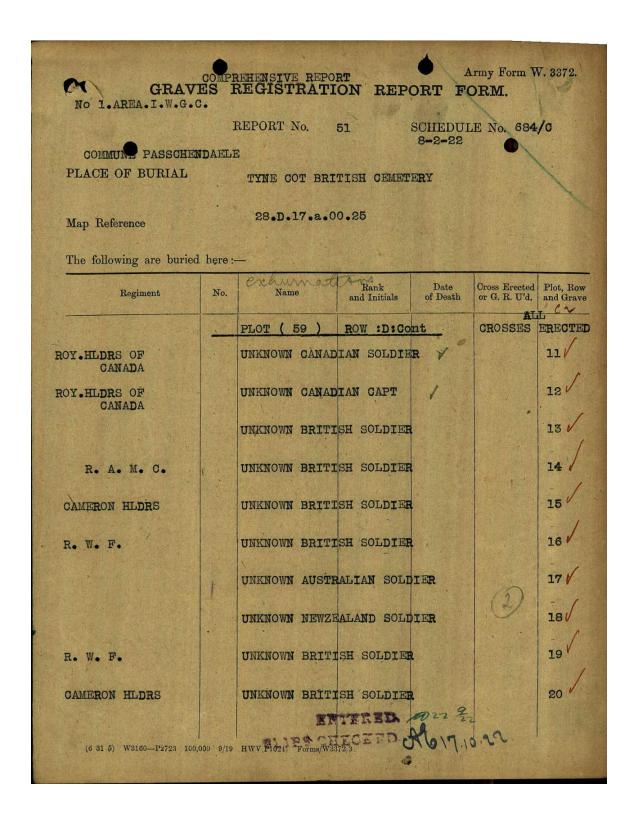
International Committee of the Red Cross. 1914-1918 Prisoners of the First World War – ICRC Historical Archives. http://grandeguerre.icrc.org/



Official History of the Canadian Army in the First World War. Canadian Expeditionary Force 1914-1919. Col. G. W. L. Nicholson. Queens Printer and Controller of Stationary. Ottawa Canada 1962. (Nicholson Matrix Utility Digital Source by the Canadian Expeditionary Force Study Group).



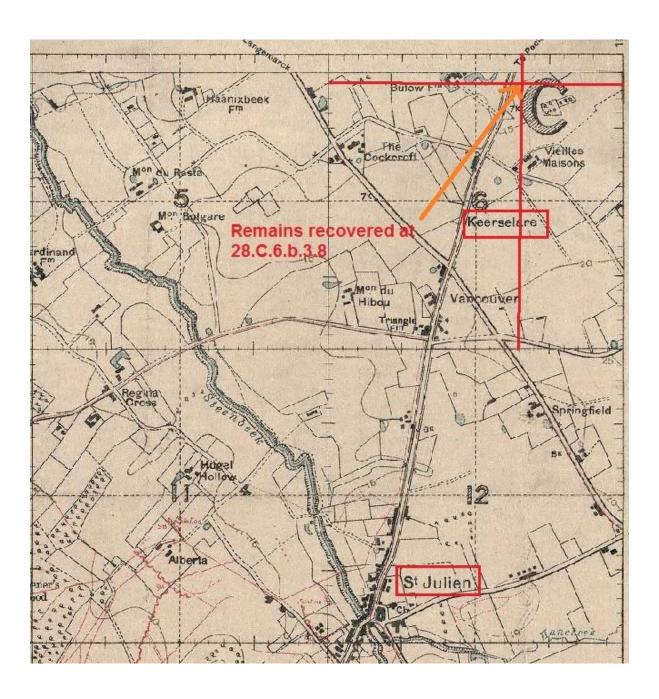
Commonwealth War Graves Commission. *Graves Registration Report Form.* http://archive.cloud.cwgc.org/archive/doc/doc/1834182.JPG



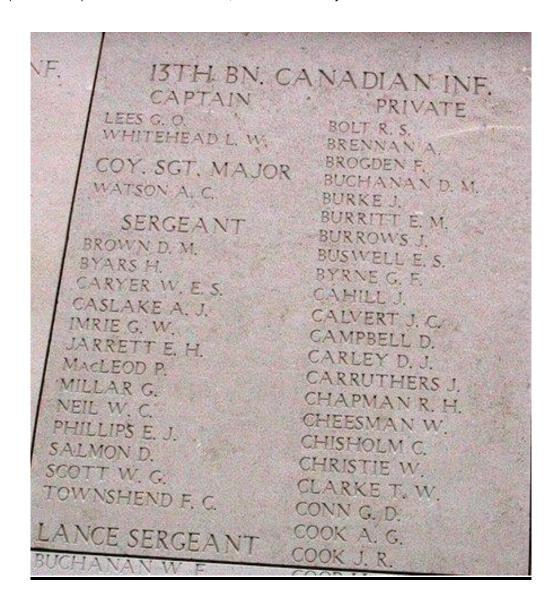
Commonwealth War Graves Commission. *Concentration of Graves (Exhumations and Reburials) Burial Return*. http://archive.cloud.cwgc.org/archive/doc/doc1836372.JPG

				Name of Cemetery of Reburial	EURIAL RETURN. Belgium Sheet eburial "YAG COT BRITISH CEMERTERY. 26.1.21.	26,1,21.	28.N.B.D.17.a.00.25.
Plot I	Row	Grave	Mar Reference where body found.	Was gross on Grave ?	Regimental particulars.	Means of Identification.	Were any effects forwarded to
00	А	10.	Sheet 28.N.W.	No.	UNICHOWN CANADIAN SOLDIER.Royal/Highlanders of Gemada.	Numeral and Clothing.	Mil.
59	А	11	C. 6. b. 3. 8.	No.	UNKNOWN CANADIAN SOLDIER. Aitto.		
59	* A	12	C. 6. b. 3. 8.	No.	UNKNOWN CANADIAN OFFICER. Capt. do.	Stars and Clothing.	
59	A	13	V.19. C. 9. 3.	No.	UNKNOWN BRITISH SOLDIER.	Clothing.	. ,
00	A	14	J.13.8.67.35.	No.	UNKNOWN BRITISH SOLDIER, R.A.M. C.	Nume ral.	
5.0	A	15	J.16.a.4.7.	No.	. UNKNOWN BRITISH SOLDIER, Cemeron	Kilt.	
000	А	16	J. 4. d. 5. 2.	No.	UNICHOWN BRITISH SOLDIER. R.W.F.	Nume ral.	· Andrew
59	A	17	J.15.a.7.8.	No.	UNKHOWN ARTICAN SOLDIER.	*	
59	А	18	J.15. b. 15.95.	No.	UNKNOWN N.Z. SOLDIER.	Button.	=
59	А	13	J. 4. d. 5. 2.	No.	UNKNOWN BRITISH SOLDIER. RATE. F.	Numeral.	
0.0	а	20	J.16.a. 4.7.	No.	UNKNOWN BRITISH SOLDIER. Comeron	Kilt.	- N. T. W
59	А	27	J.16. b. 20. 30.		UNKNOWN BRITISH SOLDIER, Checkines.		
29	А	22	J.10.0.40.80.		TRANSDEN T'H.G. O. 18/10 4/10/1/ A. M. Damaged Disc.	Cap Badge. Egy 842	
00	А	23	J.16.a.50.20.	No.	5097 Sgt. T. Rogentson, 1st Cheshires.	Danaged Disc.	D.Disc.
20	А	24	J.16.a.4.7.	No.	UNENOWN BRITISH SOLDIER, Cameron Highlanders.	nit.	Nil. 1

The National Archives British Trench Map Atlas. St. Julien Edition 3(B) Map wo297_0665 Trenches Corrected 02/03/1916. Naval and Military Press, Uckfield, West Sussex, United Kingdom.



Ypres (Menin Gate) Memorial. 13th Battalion, Canadian Infantry.



This "Reporting and Review" attachment is provided to assist all parties in the submission of an investigative report related to the identification of the burial location, or headstone markings, of a member of the Canadian Expeditionary Force (CEF) during the Great War 1914-1921. The Commonwealth War Graves Commission (CWGC) receives a copy of this report in the event they wish to make changes to the commemoration details. In order to alter the records, the CWGC has set out their criteria for the procedure and submission of cases for review, as detailed below. The CWGC is under no obligation to make changes based on a report.

Procedure:

All new identification cases need to be assessed in the first instance by the Canadian Agency (CA) and submissions should go to their office directly. After an initial assessment, if the Agency feels that the case is compelling, they will then pass all the documentation to the Commemorations Team at the Commission's Head Office. Head Office will then review the case and inform the CA of their findings. The Canadian authorities will then decide whether or not any changes to the arrangements for commemoration are required and inform the Commission accordingly.

Guideline Criteria for Submission:

Cases need to present clear and convincing evidence to prove the identity of a casualty and must not be based on assumption or speculation. The Commission's Commemoration Team will also consider whether the findings of a better informed contemporary investigation are being revisited and if there is any new evidence to consider. By way of example, it is unlikely that the Commission would support a revision of the arrangements for the commemoration where it is apparent that no new evidence is being presented and, a better informed previous decision is being revisited some 100 years later.

The following have participated in the preparation, review and submission of this report on a voluntary basis. Those noted below have read the investigative report and compared it to the criteria set out by the CWGC, as a guiding principle, and have agreed to have their name included as part of the review team. The CWGC may contact any of the reviewers at the e-mail address provided below.

Name	Affiliation	E-mail	Contribution
Richard Laughton	Private Researcher LMC Great War Research Company	rlaughton@laughton.ca	Investigator Report Author
Timothy McTague	Private Researcher Rhode Island USA	timmct@verizon.net	Report Reviewer
Greg Young	Brigadier-General (ret), Chairman 15th Bn. CEF Memorial Project	15thbncef@gmail.com	Investigator Report Reviewer
Luc Degrande	Private Researcher Local Coordinator - Belgium	luc.degrande@outlook.be	Investigator Report Reviewer